

1 RENE L. VALLADARES  
Federal Public Defender  
2 Nevada State Bar No. 11479  
BRIAN PUGH  
3 Assistant Federal Public Defender  
411 E. Bonneville, Ste. 250  
4 Las Vegas, Nevada 89101  
(702) 388-6577/Phone  
5 (702) 388-6261/Fax  
Brian\_Pugh@fd.org  
6

7 Attorney for Bailey Aaron Hall

8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 BAILEY AARON HALL,

15 Defendant.  
16

Case No. 2:16-cr-321-JAD-PAL

**STIPULATION TO CONTINUE  
SENTENCING HEARING**  
(Third Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson, United  
18 States Attorney, and Alexandra Michael, Assistant United States Attorney, counsel for the  
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Brian Pugh,  
20 Assistant Federal Public Defender, counsel for Bailey Aaron Hall, that the Sentencing Hearing  
21 currently scheduled on Monday, August 20, 2018, be vacated and continued to a date and time  
22 convenient to the Court, but no sooner than forty-five (45) days.

23 The Stipulation is entered into for the following reasons:

24 1. Mr. Hall's parents and siblings have followed court proceedings closely, have  
25 attended prior hearings, and intend Mr. Hall's sentencing. Unfortunately, a sibling's spouse  
26 recently took her own life and her out-of-state funeral conflicts with Mr. Hall's current

1 sentencing date. The parties have agreed to a 45-day continuance of the sentencing hearing to  
2 allow family to be in attendance to support him.

3 2. The defendant is incarcerated and does not object to the continuance.

4 3. The parties agree to the continuance.

5 4. The additional time requested herein is not sought for purposes of delay, but  
6 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
7 complete investigation of the discovery materials provided.

8 5. Additionally, denial of this request for continuance could result in a miscarriage  
9 of justice. The additional time requested by this Stipulation is excusable in computing the time  
10 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
11 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
12 Section 3161(h)(7)(B)(i), (iv).

13 This is the third stipulation, first request by the defendant, to continue filed herein.

14 DATED this 7th day of August 2018.

15 RENE L. VALLADARES  
16 Federal Public Defender

DAYLE ELIESON  
United States Attorney

17 */s/ Brian Pugh*  
By \_\_\_\_\_

*/s/ Alexandra Michael*  
By \_\_\_\_\_

18 BRIAN PUGH  
19 Assistant Federal Public Defender

ALEXANDRA MICHAEL  
Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 BAILEY AARON HALL,

7 Defendant.

Case No. 2:16-cr-321-JAD-PAL

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

9  
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

13 1. Mr. Hall's parents and siblings have followed court proceedings closely, have  
14 attended prior hearings, and intend Mr. Hall's sentencing. Unfortunately, a sibling's spouse  
15 recently took her own life and her out-of-state funeral conflicts with Mr. Hall's current  
16 sentencing date. The parties have agreed to a 45-day continuance of the sentencing hearing to  
17 allow family to be in attendance to support him.

18 2. The defendant is incarcerated and does not object to the continuance.

19 3. The parties agree to the continuance.

20 4. The additional time requested herein is not sought for purposes of delay, but  
21 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
22 complete investigation of the discovery materials provided.

23 5. Additionally, denial of this request for continuance could result in a miscarriage  
24 of justice. The additional time requested by this Stipulation is excusable in computing the time  
25 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
26

1 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
2 Section 3161(h)(7)(B)(i), (iv).

3 **CONCLUSIONS OF LAW**

4 The ends of justice served by granting said continuance outweigh the best interest of the  
5 public and the defendant in a speedy trial, since the failure to grant said continuance would be  
6 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the  
7 opportunity within which to be able to effectively and thoroughly prepare for trial, taking into  
8 account the exercise of due diligence.

9 The continuance sought herein is excusable under the Speedy Trial Act, Title 18, United  
10 States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18, United  
11 States Code, § 3161(h)(7)(B)(i), (iv).

12 **ORDER**

13 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for  
14 Monday, August 20, 2018 at 10:00 a.m., be vacated and continued to October 2, 2018, at  
15 the hour of 10:00 a.m.

16 DATED this 8th day of August, 2018.

17  
18   
19 \_\_\_\_\_  
20 UNITED STATES DISTRICT JUDGE  
21  
22  
23  
24  
25  
26